

THE COMMON COUNCIL OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL HOLD A REGULAR COUNCIL MEETING IN THE THIRD FLOOR ASSEMBLY ROOM OF THE CITY/COUNTY BUILDING ON THURSDAY, JUNE 21, 2007 AT 7:30 P.M.

The meeting of the **New Albany City Council** was called to order by President Larry Kochert at 7:30 p.m. The meeting opened with the Lords Prayer and the Pledge of Allegiance.

MEMBERS PRESENT: Council Members Mr. Coffey, Mr. Schmidt, Mr. Price, Mrs. Crump, Mr. Gahan, Mr. Zurschmiede and President Larry Kochert. Councilmembers Messer and Blevins were not present.

OTHERS: Council Attorney Jerry Ulrich and City Clerk Marcey Wisman.

ALSO: Mayor James Garner, Building Commissioner Ron Hartman and Board of Works member Matt Denison

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Schmidt moved to approve the meeting minutes of June 4, 2007, Mrs. Crump second, all voted in favor.

APPROVAL OF CF-1 FORMS:

Payne Sparkman, Inc, Compliance With Statement of Benefits Referencing R-98-23 (RE)

Mrs. Crump moved to approve, Mr. Gahan second, all voted in favor.

S & J Precision, Inc., Compliance With Statement of Benefits Referencing R-04-24 (RE) and R-04-37 (PP)

TABLED

Larry & Brenda Scharlow, Compliance With Statement Of Benefits Referencing R-01-33 (RE)

Mrs. Crump moved to approve, Mr. Zurschmeide second, all voted in favor.

Shireman-UHL Properties, LLC, Compliance With Statement of Benefits Referencing R-04-22 (RE)

Mr. Coffey moved to approve, Mrs. Crump second, all voted in favor.

Sunnyview, LLC, (formerly Ansert Mechanical), Compliance With Statement of Benefits Referencing R-01-09 (RE)

Tabled

TG Missouri Corporation, Compliance With Statement Of Benefits Referencing R-04-35, R-06-01 and R-04-35

Mr. Coffey moved to approve, Mr. Price second, all voted in favor.

Tarco Investments, LTD, Compliance With Statement
Of Benefits Referencing R-04-07 (RE)

Mr. Price moved to approve, Mr. Gahan second, all voted in favor.

Stephen W. Tilton, Compliance With Statement of
Benefits Referencing R-98-16 (RE) and R-00-45 (RE)

Mrs. Crump moved to approve, Mr. Coffey second, all voted in favor.

Joseph & Teresa Zeller, Compliance With Statement of
Benefits Referencing R-99-34 (RE)

Mrs. Crump moved to approve, Mr. Coffey second, all voted in favor.

Kennametal, Inc. (Conforma Clad), Compliance With
Statement of Benefits Referencing R-06-10(PP)

Mr. Gahan moved to approve, Mr. Coffey second, all voted in favor.

Lee Supply Corp (4L Company), Compliance With
Statement of Benefits Referencing R-97-45 (RE)

Mr. Schmidt moved to approve, Mrs. Crump second, all voted in favor.

Samtec, Inc./John B. Shine, Compliance With
Statement of Benefits Referencing R-97-40 (RE&PP),
R-01-30, R-02-15 (RE & PP)

Mr. Schmidt moved to approve, Mr. Price second, all voted in favor.

COMMUNICATIONS – PUBLIC:

Chris Bane, stated that he was here to answer any questions they may have about the fringe expansion.

COMMUNICATIONS – CITY OFFICIALS:

Mr. Coffey commented on the nice work that the church did on the corner of Bank and Spring St. with the empty lot where the bank used to stand. He discussed the difficult time they had getting permission from the Historic Preservation Commission to tear it down and how some of these committees need to be reigned in.

Mr. Zurschmeide reported that the Sewer Board passed a balanced budget at their last meeting. He stated that there are some minor adjustments that they will look over at their next meeting and then bring it to the council at the July 19 meeting. He also discussed the documents that Kelly Welsh presented to the board regarding sewer pre-liens and adjustments.

Mr. Price asked about the \$16,000 sewer adjustment for Janus Partners.

Mr. Zurschmeide explained that they had a 2” water pipe that had become separated and the water had run into a storm water drain.

COMMUNICATIONS – MAYOR:

APPOINTMENTS:

Building Inspector – Scott Hollis

Mr. Kochert stated they needed to vote on the nomination of Scott Hollis for the Building Inspector position. He stated that they had received his information in their packets.

Mr. Coffey stated that he would go along with paying him \$30,000 but he doesn’t agree with giving him \$1,000 for each test that he passes. He stated that it isn’t right that he can be bumped up to the same salary as an inspector that has been there for almost 20 years for just passing some tests.

Mr. Hartman explained that if he passes all of these tests, which could take several years, he would be more qualified than the current inspector who does not have all of the certifications.

There was a lengthy discussion regarding the inspector’s pay.

Mr. Zurschmeide stated that they set the salary at \$34,000 and it is the Mayor’s discretion how to pay Mr. Hollis.

Mr. Schmidt moved to approve Scott Hollis as a building inspector, Mrs. Crump second, all voted in favor.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS: READING

R-07-25	Resolution Concerning Statement of Benefits for PTG Silicon, Inc., by the Common Council of the City of New Albany	Schmidt
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Mr. Schmidt moved for the reading of R-07-25, Mr. Price second, all voted in favor.

R-07-26	Resolution Concerning Statement of Benefits for Hitachi Cable Indiana, Inc. by the Common Council of the City of New Albany	Coffey
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Mr. Coffey moved for the reading of R-07-26, Mr. Schmidt second,

Mr. Coffey asked if Hitachi is using temporary employees at there plant and why the do this.

The Hitachi representative explained that they do use a temporary service for their hiring. The employees are considered temporary for 90 days and if they make it through the 90 days they are hired on permanantely with benefits. He explained that there HR department is not able to keep up with the volumn of interviews necessary for the plant.

Mr. Zurschmeide stated that this is a common practice for large manufacturing companies such as Hitachi.

Mr. Coffey stated that he felt that this was just a way for them to get away with not paying livable wages or give benefits to employees and he would like to see Hitachi move away from this practice

all voted in favor except Mr. Price who recussed himself.

Mr. Kochert called a recess at 8:01 p.m.

The meeting reconvened at 8:04 p.m.

R-07-27	Resolution to Allow Payment for Purchase of Security Equipment which will be repaid through a Grant to the Police Department	Price
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Mr. Price moved for the reading of R-07-27, Mr. Schmidt second, all voted in favor.

A-07-19	An Ordinance approving an Additional appropriation from The Federal Equitable Share Fund	Gahan 1
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Mr. Gahan moved for the first reading of A-07-19, Mr. Coffey second, all voted in favor.

A-07-20	An Ordinance Approving an Additional Appropriation From The Fairview Perpetual Care Interest Fund.	Zurschmiede 1
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Mr. Zurschmiede moved for the first reading of A-07-20, Mr. Schmidt second, all voted in favor.

Z-07-10	Ordinance Amending the Code of Ordinances of New Albany, Indiana, Title XV, Chapter 156, (Docket A-01-07 – Fringe Expansion)	Zurschmiede 1
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Mr. Zurschmiede moved for the first reading of Z-07-10, Mr. Crump second,

Mr. Rosenbarger explained that this individual has property that falls in both the city and the county and they are requesting that the entire piece of property be annexed into the city. The County Commissioners have approved that action and the Plan Commission passed it unanimously.

Mr. Coffey explained that he had a problem with the language in the resolution stating that the city would provide sewer service because he didn't want the city to extend sewer lines for a developer.

Mr. Rosenbarger that the language is not in the resolution that is before them to pass. That the resolution passed by the Redevelopment Commission does require the development to receive city services but does not say that they city will run lines for the development.

There was a lengthy discussion regarding the language regarding municipal sewer service for this fringe expansion.

all voted in favor except Mr. Coffey who passed.

MISCELLANEOUS COMMUNICATIONS: (public comments on non-agenda items)

Valla Ann Bolavshak, spoke regarding the 15th Street Railroad corridor. She stated that she has had 5 meetings with CSX regarding their line that runs the length of 15th Street and they have been discussing repairing this corridor for several years but it will cost about \$1.8 M. She presented the list of proposed crossing closures that CSX would like to do in order to receive grant money. She stated that they like to do these projects in conjunction with the municipality affected.

Mr. Zurschmeide asked if she is a CSX Representative.

Ms. Bolavshak stated that she was not but that they had asked her to present this information to the council.

Mr. Zurschmeide stated that for a company the size of CSX \$1.8M is just a drop in the bucket, but for New Albany that is a lot of money. He explained that if CSX wants New Albany to help pay for these repairs he expects them to come to the meeting themselves and present their information to the council.

Ms. Bolavshak asked what information he wanted from CSX.

Mr. Zurschmeide stated that he wanted to know whether they were going to pay to repair their line or get out of town.

There was a lengthy discussion regarding the safety issues of the line in its current state of disrepair and the dangers of putting up curbs at the listed crossings.

Mr. Kochert informed Ms. Bolavshak that there have been attorneys researching the 15th Street corridor and they have found that CSX does not own the property on 15th Street they were merely given a right-of-way by the city.

Mr. Kochert reminded everyone that there would be a budget meeting on July 14, 2007, at 9:00 a.m.

There being no further business to be heard, the public hearing adjourned at 8:35 p.m.

Larry Kochert, President
Common Council, City of New Albany

ATTEST: _____
Marcey J. Wisman, City Clerk